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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, ) CASE NO. CR05-033-RSL  
09 Plaintiff, )  
10 v. ) SUMMARY REPORT OF U.S.  
11 JACKIE LEE HARRIS, ) MAGISTRATE JUDGE AS TO  
12 Defendant. ) ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE  
\_\_\_\_\_ )

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14 An initial hearing on supervised release revocation in this case was scheduled before me  
15 on September 12, 2008. The United States was represented by AUSA Ronald Friedman and the  
16 defendant by Carol Koller. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about September 8, 2005 by the Honorable Robert  
18 S. Lasnik on a charge of Possession of an Unregistered Firearm, and sentenced to 48 months  
19 custody, 3 years supervised release. (Dkt. 26.)

20 The conditions of supervised release included the standard conditions plus the requirements  
21 that defendant cooperate in the collection of DNA, be prohibited from possessing a firearm, submit  
22 to mandatory drug testing, participate in a drug program, abstain from alcohol, submit to search,

01 and provide access to financial information.

02       On July 28, 2008, defendant's probation officer reported that defendant tested positive for  
03 methamphetamine. Defendant was reprimanded, placed in a structured testing program, and  
04 referred for professional assessment. No further action was taken at the time. (Dkt. 28.)

05       In an application dated September 4, 2008 (Dkt. 29 ), U.S. Probation Officer Monique D.  
06 Neal alleged the following violations of the conditions of supervised release:

07       1.       Failing to notify the probation officer at least 10 days prior to any change in  
08 residence or employment, in violation of standard condition No. 6.

09       2.       Using methamphetamine and marijuana on or before July 23, 2008, in violation of  
10 standard condition No. 7.

11       3.       Failing to report for drug testing as instructed by his U.S. Probation Officer on  
12 August 22, August 27, and September 4, 2008, in violation of the special condition that the  
13 defendant participate as instructed in a program approved by the probation office for treatment  
14 of narcotic addiction, drug dependency or substance abuse which may include testing to determine  
15 if the defendant has reverted to the use of drugs or alcohol.

16       Defendant was advised in full as to those charges and as to his constitutional rights.

17       Defendant admitted the alleged violations and waived any evidentiary hearing as to  
18 whether they occurred.

19       I therefore recommend the Court find defendant violated his supervised release as alleged,  
20 and that the Court conduct a hearing limited to the issue of disposition. The next hearing will be  
21 set before Judge Lasnik.

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01 Pending a final determination by the Court, defendant has been detained.

02 DATED this 12th day of September, 2008.

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04 Mary Alice Theiler  
05 United States Magistrate Judge

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07 cc: District Judge: Honorable Robert S. Lasnik  
08 AUSA: Ronald Friedman, Andrew C. Friedman  
09 Defendant's attorney: Carol Koller  
10 Probation officer: Monique D. Neal  
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